

Pearson BTEC Level 3 Nationals Extended Certificate

June 2022

Paper
reference

20170K

Applied Law

UNIT 3: Applying the Law

Part A

You do not need any other materials.

Instructions

- **Part A** contains material for the completion of the preparatory work for the Set Task in **Part B**.
- **Part A** is given to learners two weeks before **Part B** is scheduled. Learners are advised to spend no more than six hours on **Part A**.
- **Part A** must be given to learners on the date specified by Pearson so that learners can prepare in the way specified.
- **Part A** is specific to each series and this material must only be issued to learners who have been entered to take the task in that series.
- **Part B** materials for the Set Task must only be issued to learners on the date specified by Pearson.

Turn over ►

W73673A

©2022 Pearson Education Ltd.

1/1




Pearson

Instructions to Teachers/Tutors

This paper must be read in conjunction with information on conduct for the task in the unit specification and the *BTEC Nationals Instructions for Conducting External Assessments (ICEA)* document. For further details please see the Pearson website.

This Set Task has a preparatory period. **Part A** sets out how learners should prepare for the completion of the task under supervised conditions.

Learners should undertake independent research on the **Part A** Set Task Information given in this booklet.

Learners are advised to spend no more than six hours undertaking **Part A**.

Centres must issue this booklet at the appropriate time and advise learners of the timetabled sessions during which they can prepare. It is expected that scheduled lessons or other timetabled slots will be used for some or all of the preparation.

Learners may prepare summary notes on the cases. Learners may take up to two sides of A4 notes into the supervised assessment period (**Part B**). Learner notes must only contain details of legal principles and authorities, such as case law and statute law. Learner notes must also comply with the guidelines stated in the Administrative Support Guide for this unit.

Teachers/tutors cannot give any guidance or feedback to learners in the preparation of assessment notes, which must be completed independently by the learner.

The **Part B** supervised assessment will take place in a timetabled slot on a date specified by Pearson.

Refer carefully to the instructions in this booklet and the *BTEC Nationals Instructions for Conducting External Assessments (ICEA)* document to ensure that the preparatory period is conducted correctly so that learners have completed their preparation validly and independently.

Learner notes will be retained securely by the centre after the **Part B** supervised assessment and may be requested by Pearson if there is suspected malpractice.

Instructions for Learners

Read the Set Task Brief and Set Task Information carefully.

This contains **Part A** of the information you need to prepare for the Set Task in **Part B**.

In **Part B** you will be given detailed information. Use this **Part A** booklet to prepare by relating your learning to the specific information given.

You must work independently and must not share your work with other learners.

Your teacher/tutor may give you guidance on when you can complete the preparation.

Your teacher/tutor cannot give you guidance or feedback in the preparation of your assessment notes.

Set Task Brief

You must research the law relating to the extracts in the **Part A** Set Task Information.

You need to know about the different types of homicide (murder, voluntary manslaughter and involuntary manslaughter) and police powers.

You need to know about the law relating to offences against property and any general defences that may be raised.

In **Part B** you will need to apply your research to the new information provided.

Using this **Part A** booklet, you may prepare short notes to refer to when completing the Set Task in **Part B**, for example on specific cases. Your notes may be up to two sides of A4. Your notes must only contain details of legal principles and authorities, such as case law and statute law.

You should spend no more than six hours on this research.

Part A Set Task Information

Article 1 – Homicide

Ride operator questioned about roller coaster death

Teenager Beth Jones was killed when she fell from a roller coaster car at a funfair last week. Amy Smith, the ride operator responsible for the roller coaster at the funfair, is being questioned by police in connection with the death. It has been alleged that she had failed to maintain the ride adequately.

Article 2 – Offences against Property

Man appears in court over keeping extra change

Alfred Donaldson appeared in court today after an incident at the Big Food Megastore supermarket. It is alleged that he decided to keep the extra change that was given to him in error when he paid in cash for his shopping.

Pearson BTEC Level 3 Nationals Extended Certificate

Supervised hours 2 hours

Paper
reference

20170K

Applied Law

UNIT 3: Applying the Law

Part B

You must have:

Your prepared notes from **Part A** (maximum two A4 sides).

Instructions

- **Part B** contains material for the completion of the Set Task under supervised conditions.
- **Part B** should be undertaken by learners in two hours on the date specified by Pearson.
- **Part B** is specific to each series and this material must only be issued to learners who have been entered to undertake the task in that series.
- **Part B** should be kept securely until the start of the supervised assessment periods.

Information

- The total mark for this Set Task is 72.

Turn over ►

P73864A

©2022 Pearson Education Ltd.

1/1/1




Pearson

Instructions to Teachers/Tutors and/or Invigilators

This paper must be read in conjunction with the information on conduct for the task in the unit specification and in the *BTEC Nationals Instructions for Conducting External Assessments (ICEA)* document. For further details please see the Pearson website.

The **Part B** Set Task is undertaken under supervision in a single session of two hours on the timetabled date.

The **Part B** Set Task requires learners to apply research. Learners should bring in notes as defined in **Part A**. The teacher/tutor and/or invigilator needs to ensure that notes comply with the requirements set out in the Administrative Support Guide for this unit.

Learners will need to complete the activities for the **Part B** Set Task using a computer.

The **Part B** Set Task is undertaken in a single session of two hours in a timetabled period. In order to enable learners to have access to computer resources, a period of one day is provided for centres to timetable the assessment.

Centres should schedule all learners in the same session if possible and must release **Part B** to individual learners only for their scheduled session.

Learner work must be completed independently and authenticated before being submitted to Pearson by the teacher/tutor and/or invigilator.

Learners must not bring anything into the supervised environment or take anything out of it without teacher/tutor and/or invigilator knowledge and approval.

Centres are responsible for putting in place appropriate checks to ensure that only permitted material is introduced into the supervised environment.

Maintaining security

- During supervised assessment periods, the assessment areas must be accessible only to the individual learners and to named members of staff.
- Learners can access their work only under supervision.
- Any work that learners produce under supervision must be kept securely.
- Any materials being used by learners must be collected in at the end and retained by the centre.
- Learner notes related to **Part A** must be checked to ensure length and contents comply with the requirements. Learner notes will be retained securely by the centre after **Part B** has been undertaken and may be requested by Pearson if there is suspected malpractice.

Outcomes for submission

Learners will need to submit three documents on completion of the supervised assessment period:

- a report for Activity 1
- a report for Activity 2
- a completed Declaration of Authenticity.

Instructions for Learners

Read the activities **and** the Set Task Information carefully.

You have a total of two hours in this session to complete the task.

You should use the notes you prepared during **Part A** to complete this Set Task.

Your notes must be your own work and will be retained by your centre until results are issued.

You will complete this Set Task under supervision and your work will be kept securely at all times.

You must work independently throughout the supervised assessment period and must not share your work with other learners.

You should complete **both** activities.

Outcomes for submission

You will need to submit three documents on completion of the supervised assessment period:

- a report for Activity 1
- a report for Activity 2
- a completed Declaration of Authenticity.

Your work must be word processed in size 12-point font.

Your prepared notes do not need to be submitted with the final outcomes to Pearson.

Set Task

You should complete **both** activities.

Using the information provided in the Set Task Information and your notes from **Part A**, complete the following activities.

Activity 1: Homicide

Refer to your notes for the preparatory work completed in **Part A** and the new information provided in **Activity 1 – Homicide Case Facts** of the Set Task Information.

You are shadowing a barrister who has been instructed to defend the case of Amy Smith. The case follows the death of a teenager who fell from the ride that Amy was responsible for. The barrister has given you the facts of the case and would like you to decide the offence Amy may have committed. You also have to decide if the police exercised their power lawfully.

Produce a report for the barrister on the given case that:

- shows your understanding of the law relevant to homicide and the exercise of police powers
- shows how the law relating to homicide and the exercise of police powers applies to this case
- establishes the likely outcomes of the case.

(Total for Activity 1 = 36 marks)

Activity 2: Offences against Property

Refer to your notes for the preparatory work completed in **Part A** and the new information provided in **Activity 2 – Offences against Property Case Facts** of the Set Task Information.

The same barrister is also due to defend the case of Alfred Donaldson following his arrest. He was arrested for allegedly keeping the extra change he received after paying for his shopping at Big Food Megastore. You have been given the facts of the case and the barrister has asked you to produce a report for the file. In your report you have to decide what offence Alfred may have committed and what defence he may potentially raise.

Produce a report for the case file that:

- shows your understanding of the law related to the relevant property offence and any possible defence that might be raised
- shows how the law relating to offences against property and any possible defence would apply to this case
- establishes the likely outcomes of the case.

(Total for Activity 2 = 36 marks)

TOTAL FOR PAPER = 72 MARKS

Set Task Information

Activity 1 – Homicide Case Facts

Police were called to the roller coaster ride at a travelling funfair following the death of local teenager Beth Jones, who fell from the ride. Amy Smith was the operator of the ride in question. Police investigations have established the following facts:

- Amy has operated the ride for 10 years. She has sole responsibility for all aspects of the ride including its maintenance.
- The roller coaster ride should be serviced every three months in accordance with standard industry practice. However, Amy admitted she had not had the ride serviced for more than five years.
- Forensic investigations by the police found that the safety harness on the seat Beth was sitting in was broken. The investigations determined that anyone using that safety harness would not have been safely secured.
- Several people had commented that they had serious concerns about a broken safety harness and had posted pictures on social media. Amy admitted that a week earlier she had seen the complaints but had chosen to do nothing about it to save money.

Amy has made a complaint about her treatment by the police when she was arrested. She has raised the following issues:

- When Amy was arrested she was not given a reason for her arrest.
- The police did not explain why her arrest was necessary.
- The police failed to read her the caution.

Activity 2 – Offences against Property Case Facts

Alfred Donaldson is appearing in court because of allegations that he kept the extra change he received after paying for his shopping at the Big Food Megastore.

Police investigations have established the following facts:

- Alfred had gone to the Megastore to do his weekly shopping and he went to pay at the till. The bill was a total of £65.
- He paid in cash using two £50 notes and the cashier mistakenly gave him an extra £20 note in his change.
- Alfred counted his change and he did not tell the cashier he'd been given too much.
- Knowing he had been given too much change, he took his shopping and left the store.

Client interview records from the case file state that:

- Alfred admitted he had spent the afternoon drinking a variety of alcoholic drinks in a pub with his friends. When Alfred left the pub he went to the Megastore to do his weekly shopping.
- Alfred states that although he was drunk, he knew what he was doing at the time he decided to keep the change.

BLANK PAGE



BLANK PAGE

